

Atty. Docket No. 0218.002.00003  
U.S. Serial No. 10/762,533

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David C. Paul, *et al.*

Appl. No. 10/762,533

Filed: January 23, 2004

For: SPINE STABILIZATION SYSTEM

Atty. Docket: 0218.002.0003

Art Unit: 3732

Examiner: P. Philogene

Confirmation No.: 5342

**RESPONSE TO ADVISORY ACTION AND SUBMISSION OF TERMINAL  
DISCLAIMER**

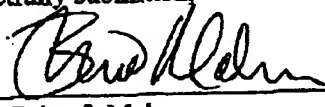
Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the advisory action mailed April 13, 2005, Applicants submit herewith a Terminal Disclaimer for entry and consideration during the examination of the above-identified application. Applicants believe that the Terminal Disclaimer overcomes the only rejections remaining and that the claims are in condition for allowance. If the Examiner believes that the present submission still does not resolve all of the issues regarding patentability of the pending claims, Applicants invite the Examiner to contact the undersigned attorneys to discuss any remaining issues. Fees for (1) a one month extension of time of \$60 and (2) a Terminal Disclaimer of \$65 are believed to be due for this submission. Please charge such fees, or any other fees which may be required for this submission, to CMFB PLLC Deposit Account No. 50-3120.

Respectfully submitted,

By

  
Brian J. Malm  
Registration No. 44,895

Date April 21, 2005  
Castellano Malm Ferrario & Buck PLLC

Customer Number: 43446  
Telephone: (202) 478-5300  
Facsimile: (202) 318-1288

04/27/2005 ASINGLET 0000

01 FC:2814  
02 FC:2251

65.00  
60.00